the first row behind the prisoner were Edward Thaw, George C. Carnegle and the Countess of Yarmouth. In the second row Mrs. William Thaw sat on the aisle, and nearest the defendant; next to her sat Mrs. Carnegie; then came Mrs. Harry Thaw, and lastly Miss MacKenzle.

Thaw in Cheerful Mood. Thaw in Cheertiii Mood.
When the defendant was called into court this morning he appeared on the instant, and evidently had been waiting close to the door leading from the prisoner's pen. As he passed the family group he was greeted with smiles by every member of it. He smiled broadly himself and then gave a quick glance at the reporters working out at two long tables. It is said to be a small property with the said was a research a vestigated to be a small property with the said was the said was a small property.

sisters, and that to-day he was interested in the appearance of family unity.

There has probably never been a murder case in this country which for sustained interest has equiled this one. Juatice Fitzgerald has decided upon stem measures, however, to curb the tendency of the mere sightneer. He has issued orders that at no limb during the trial shall spectators the admitted. Only those having positive business in the courtill be admitted. Justice Fitzgerald has decided that the spectators, particularly women, who appear at trials with particularly sensational features, shall be barred. This order has been declared imperative, and the pelice and court officers have been teld to obey it to the letter.

The interest in which the trial is held is shown particularly by the arrival of is shown particularly by the arrival o

Pittsburg, naturally, are in the ma All Ruled Out.

All Ruled Out.

The rule to bar all persons not having a direct interest in the proceedings was strictly adhered to to-day, deeplie the fact that the disposition of more than 100 of the talesmen summoned in the special jury punel had left many vacant benches in the rear of the room. Much of the space now unoccupied, however, must be given over to the witnesses, who will not be required to attend until the jury is completed.

The apparent desire of the defense to hasten the trial, at least to complete the jury, is thought to be a sign that some move not as yet hinted at will be made. Counsel for Thaw have never outlined or even intimated what the line of defense is to be. There have been so many sur-

Alienist Sues for Fee.

NEW YORK, January 28.—Sult has been begun by Dr. Charles L. Dans, one of the allenists called into the Than

CALL FOR FACTS AS TO HANKS'S FIGURES

House Adopts a Resolution Requesting Information from

WASHINGTON, D. C., January 28.— Senator Culberson secured the adoption of the following resolution by the Senate

employed in the statistician's office of the commission. It is understood that they expressed to the President sentiments substantially in accord with the statements made by Mr. Hanks at Boston, and were given temporary employment with the commission to make good their contentions. These disagreed with the conclusions of the statisticians of the commission, the differences being attributed to variations in bookkeeping employed by Messrs. Hanks and Harriman and those in vogue at the commission. President Roosevelt manifested a lively interest in the matter, and taked with the commissioners about it.

MONEY WOULD GO TO HILL AND HARRIMAN

WASHINGTON, January 28.-J. J. Hill and E. H. Harriman and the Republican policy of protection are assailed in the minority adverse report the Littauer committee's compromise

Odd Trousers Sale!



¶A big feature

Price-Chopping Sale of Fine Winter Clothing

is the oportunity presented you to freshen up your suit with a new pair of trousers.

It's a thing usually needed about this time o' year, and here's our sale at your service:

Trousers that were \$4 and \$3.50, \$2.50 Trousers that were \$6 and \$5, - \$3.50 Trousers that were \$7, - - - - \$4.75 Trousers that were \$8, - - - - \$5.75 Trousers that were \$10, - - - - \$6.75

O. H. Berry & Co.

subsidy bill, which was filed in House to-day by Representative bit, of Mississippi, and which bears signature, as well as that of three r Democratic members of the House mittee on Merchant Martine and eries—Messrs. Goulden, Sherley and

y bilb.
to-day by
Mississippi, and
are, as well as that of ordered members of the Homocoratic members of specious argument can secure were it limited simply to payments to me mail routes, it might be actually actually the proposed in the purpose, though in the largest part is purposed in the population of newspaper men in attendance upon the Texas Legislature are to be investigated. This is due to a telegram alleged to be sent from here for potential the existing steamship line that at Seattle, north of Cape Mendolinat at Seattle, north of Cape Mendolination and the Seattle of the Legislature are to be subsidized between the Pacific coast and the Original Seattle of the Legislature and the Seattle to distribute the morals and secured the voting strength of the Legislature in his race for re-election as United States Senator by the use of the Legislature and the Senate to day appointed a committee to investigate the conduct of newspaper men to see which one, if any one, here has sent out such a suppointed to cor

FORT MONROE'S NEEDS.

Board of Officers to Look Into the Requirements of the Fort.

FOR SOUTHERN FORTS

Vast Sums Go to Restore Fortifications Injured by Storms.

WASHINGTON D. C. January 28—
is bill making appropriation for fortiations and other works of defense was
ported to the Senate to-day by Mr.
orkins, it carries \$7,352,559, an increase
\$1,34,706 over the bill as passed by
E. House, The principal as passed by
E. House, The principal as the case again to the case again to the consequence of the case again to the consequence of the case again to the consequence of the consequence

Richmonders in New York.

ture committees were appointed to conduct the investigation,

The Legislative Investigating Committee was again in session to-day without developing any material facts. H. Gruet did not appear before the committee to-day as was expected, the proceedings being confined to an examination of Mr. Naudain, auditor of the Waters-Pierce

Postal Affairs.

(From Our Regular Correspondent.)
WASHINGTON, D. C., January 28.—Ellis
Ring was to-day appointed postmaster,
arsonville, Grayson county, vice D. L. Ring,
signed Carsonvillo, Grayson county, vice D. L. Marcellon, Carsonvillo, Grayson county, vice D. L. Marcellon, Franklin P. Womack, regular, and John B. Womack, substitute, appointed to rural carrier service, effective February 1st, at Carrier S. C. Carriero, N. C. Carriero, C. Carriero,

DEATHS PROBABLY RESULT OF SUICIDE COMPACT

CAMDEN., N. J., January 28.—The body of the young woman who is believed to have entered into a suicide compact, and who, with a male companion, was killed by an electric train on the Pennsylvania Railroad near here on Sunday, was to-night identified as that of Wilhelmina Lacey, of Iona, a small village a short distance below Gloucester. The body of the man who was killed on the railroad with the young woman has

not been recovered from Newton Creek, into which it was knocked by the elec-

Cold at West Point

(Special to The Times-Dispatch.)
WEST POINT, VA., January 28.—The first guow of the season visited West Point for a few hours Sunday, and covers the ground to-day two or three inches. The weather is so cold no thaw is perceptible as yet.

First Snow of Winter. (Special to The Times-Dispatch.)
ONANCOCK, VA., January 28.—The first snow-storm of the winter prevailed throughout Eastern Virginia last night. A depth of three inches was reached. To-day is clear and cold.

GAVE THEM AMBITION AND THE POWER THAT TURNED THE WILDER PACKAGES OF Y FOR YOUR PROTECTION SOLD IN SEALED NESS INTO THE GREATEST RICHEST "For over thirty years," writes a

gentleman in Los Angeles, "I have used Arbuckles' Coffee. Many times my family has tried other coffee only to come back to our old reliable, unchangeable Arbuckles. No other coffee has We naturally can and actually do give better this uniform never failing aroma, I care coffee in ARIOSA than anyone else can give not at what price. I have often wished I could tell you this." Many other people have the same opinion

together. That it costs you less is due simply to our coffee business being so much greater than any competitors, in fact, it is larger than the next four largest firms in the world combined. for the price; Being the standard article it is sold at the narrowest margin of profit.

ARIOSA Coffee. Some grocers will try to sell Arbuckles was the first roasted packaged you instead loose coffee which the softee, and its sales extend all the others out loaster is ashamed to sell in a

package bearing his name. Don't take it, neither the looks nor the price indicate its cup quality. No matter where you buy Arbuckles ARIOSA, or what you pay for it, it's the same old uniform Arbuckles'

If your grocer will not supply, write to ARBUCKLE BROS.,

BY COMMISSION

Evidence Demonstrates That Mr. Beveridge Presses Argument Methods Have Been Unfair and Even Disreputable.

COMPETITION CRUSHED OUT

Prices Put Down in Many Places for This Purpose and Then Raised Again.

WASHINGTON, January 28.—The Interstate Commerce Commission to-day sent to Congress a report of the investigations made by it under the Pillman-Gilespie resolution, approved March 7th last, concerning the relations of the state WASHINGTON, January 28 .- The In-Railroads Not Interested.

Railroads Not Interested.

"No instance is found," says the report, "where any railway company has been interested in oil lands or in petroleum productions, and only one instance is shown where officials of a railway company were interested in the production and saie of oil. This relates to certain efficials of the Railmore and Ohlo Southwestern Railmore and the recommendation afterwards on their recommendation afterwards sold to the Standard Oil Company, and the lubricating contract which the road transferred to the Galema Oil Company, a Standard company. "The Standard Oil Company largely monopolizes the handling of petroleum from the mouth of the well until it is sold to the retailer, and sometimes to the consumer, and under ordinary circumstances its margin of profit is very large. The evidence shows little besis for the contention that the enormous dividends of the Standard Oil Company are the legitimate result of its economies. Except for its pipe lines, the Stundard has but little legitimate advantage over the independent refiner.

Ruin, of Competitors.

Ruin of Competitors.

Ruin of Competitors.

"The ruin of its competitors has been a distinct part of the policy of the Standard Off Company in the past, systematically and persistently pursued. One method has been the organization of a perfect system of esplonage over the shipments of its competitors, resulting in knowledge as to the destination of every car of oil leaving the refinery of an independent. The Standard agent at the destination is held responsible if the independent oil is sold. The testimony shows that the Standard at one time, if it does not now, devoted a fund to the purpose of obtaining this information, it has frequently happened, when the supply of independent oil in a particular territory was low and a shipment was peculiarly necessary, that the shipment has unsecountably gone astray. Many local frequents of railroads have been in the employ of the Standard, and this may account for the unsatisfactory service accorded to independent oil proper.

Stamps Out Competition.

Stamps Out Competition, Some of the methods of competition adulged in by the Standard are as fol-

indulged in by the Standard are as follows:

"The Standard has repeatedly, after becoming the owner of a competing company, continued to operate it under the old name, carrying the idea to the public that the company was still independent and competing with the Standard. It has used such purchased or independently organized companies to kill off competitors by such companies reducing prices. The operation of such fake independent concerns has been one of its most effective means of destroying competition. The Standard has habitually reduced the price against his competition in a particular locality, while maintaining its prices at other places. of independent oil to destination. Its agents are instructed to secure customers at any sacrifice. It has tumpered with the oil inspectors in different States. The laws of several States concerning the inspection of oil are singularly derective, and this has been turned to profit by the Standard.

Methods Unfair and Disreputable

"The evidence, if true, demonstrates that the competitive methods of the company in the past have been unfair, and even disreputable. Its motto has been the destruction of competition at any cost, and this policy has been pursued without much reference to decency or conscience, and it is signicant that the larger independent refiners sell the greater part of their product in foreign countries. One independent tested that '75 per cent, of his product went abroad, and said that he could compete with the Standard in Germany, where its methods, as followed in this country, would not be tolerated; but that he could not compete with it here.

"As to no other important traffic is there an approach to the monopoly of the Standard Oil Company in that of oil. Under these conditions, it may become necessary to the uprooting of established wrongs and the prevention of others that the government shall fix in the first instance the rates and regulations for the transportation of this traffic. This method has been adopted by the Legislature of one State. It will probably be found necessary to disassociate in the case of oil, as in that of other commodities, the function of the ransportation from that of production and distribution.

Has Nothing to Say. Methods Unfair and Disreputable

Has Nothing to Say. NEW YORK, January 28.—Mr. Elliott, general counsel for the Standard Oll Company, was asked if he desired to make any reply to the report of the Interstate Commerce Commission. He said that the whole matter was in the courts, where it would be tried upon its merits, and that pending such hearing he did not care to discuss the matter.

MAY SELL HAY TO SAVE STARVING CATTLE

WASHINGTON, January 28.—Twenty bils relating to the District of Columbia were passed to day in the House, this being "District day" under House, this being "District day" under House rules. A joint resolution was passed granting permission to the secretary to sell, during the next three months, to citizens of Montana, at actual cost to the United States at the place of sale, limited quantities of hay, straw and grain for domestic uses from the stock provided for the use of the garrison at Fort, assinibolne, Montana. Representative Dixon, Senator-elect from Montana, explained that there were 20,000 head of cattle in the vicinity of Assiniboline threatened with starvation by reason of the bilzzard now raging, and in dire need of hay, straw and grain.

At 5110 P. M. the House adjourned. and in dire need of hay, straw and grain.
At 5:10 P. M. the House adjourned.

for His Bill Amid Fusilade of Questions.

STATE LAW NOT EFFECTIVE

Senator Tillman Declares Rich Northern Men Buy Factories and Then Fight Legislation.

WASHINGTON, January 28 .- Senator

WASHINGTON, January 28.—Senator Beveridge occupied the attention of the Senate throughout the day with a continuation of his argument in behalf of his child labor bill. He had but reached the legal and constitutional phases of the question after speaking for more than four hours, and arrangement was made whereby he will continue to-morrow.

In taking the position that as to power Congress could exercise any restraint it saw fit on interstate commerce, Mr. Beveridge met a fusilable of questions by his colleagues, and his progress in argument was slow. While he said the power to regulate was absolute, he maintained that the question of policy would always restrain any hurtful regulations. Mr. Beveridge stated that three-fourths of the cotton factories of the South were opposing the bill; that the railroads of the South were opposing it. He presented an illustrative map, showing the location of the opposing industries, and said that, in anticipation of this weighty opposition, he should devote the major portion of his speech to setting forth evidence of the deplorable conditions he had pictured. This evidence, he said, was all sworn to and in the form of affidavits.

Georgia's Law.

. When Mr. Beveridge made the statement that the receitly enacted child-

Georgia's Law.

When Mr. Beverlage made the statement that the receitly enacted child-labor law of Georgia was "a dead letter." Mr. Bacon took issue with hin. Mr. Beverlage asserted that there had been illed 2.000 application for permits for child-labor under the law.

"How many of them have been granted" asked Mr. Bacon.

"All of them," replied Mr. Beverlage. Mr. Bacon then explained that the law prohibited children under twelve years of age from working after January 1, 1908.

"Yes," responded Mr. Beverlage. "hut

Influence of Northern Money.

Influence of Northern Money.

Senator Tillman acknowledged the very great evil of child-labor in his State, and asked Mr. Heverldge to submit all the evidence possible that it might be used in a crusade for State legislation. Adding to the difficulty in his State, he said, was the Northern millionaire who came down there, invested his money in cotion milis and then influenced the Legislature against child-labor laws. "The Senator is to a certain extent right." Interrupted Senator Gallinger, "there is Northern money in South Carolina, and God help South Carolina if there wasn't Northern money there." "Rather than have Northern money there exercising its lobbyist influence," restricted Mr. Tillman, "It would to God the Senator and all others would keep Northern money out of my State."

Mr. Tillman added he fully appreciated the conditions in his State, and would go as far as any one to correct them. He believed the question was one for State control rather than Federal legislation.

Power of Congress.

Power of Congress.

Power of Congress.

Senator Beveridge's position is that the power in Congress to enact legislation is ample, but when asked by Mr. Rayner if this power could be exercised to absolutely prohibit commerce between the States, he replied that the question was an impossible one.

"If you would ask me if Congress could prevent entrance into interstate commerce of a pail of milk milked from a cow by a young lady eighteen years old I would say yes."
"Could you put the young lady in jall for not being eighteen years old?" asked Mr. Carmack.

TO TAKE EVIDENCE AGAINST SHERIFF

Mr. Maher Practically Agreed Upon-Protest Against Change of Jurisdiction.

WASHINGTON, D. C., January 28.—In the Supreme Court of the United States to-day Solicitor-General Hoyt stated that James D. Maher, assistant clerk of that court, practically had been agreed upon by both parties as commissioner to take the testimony for the

court in the contempt proceedings against Sheriff Shipp and others, charged with complicity in the lynching at Chattanooga last March of the near Ed. Johnson after the court had assumed jurisdiction in his case.

Mr. Hoyt also presented for the opposing counsel a brief in opposition to the government's motion to change the place of taking the testimony in the Shipp case from Chattanooga to Washington. The brief expresses indismation at the intimation that witnesses for the defendant would refrain from giving all the facts for fear of the consequences to themselvos if examined at Chattanooga. It is asserted that there would be no more restraint upon them in Chattanooga than in Washington.

FIVE SURVEYS IN FIRST DISTRICT

Representative Jones Elated Over His Good Fortune with Rivers Committee.

Committee.

(From Our Regular Correspondent.)

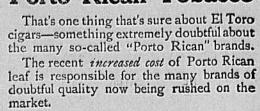
WASHINGTON, D. C., January 28.—
Representative William A. Jones of the
First Virginia District, is clated over
his good fortune in securing no less
than five surveys for his district, ordered by the Committee on Rivers and
Harbors. The committee in Rivers and
Harbors bill, which was reported to
the House last week, recommended that
surveys be made in the First District,
as follows: Queen's Creek, near Wililamsburg; Horn Harbor, in Mathews
county, with a view to taking the bar
out of the stream at the entrance Totuskey Creek, for the purpose of ascontaining the cost of removing the bar
midway the length of the creek; Onarceck Creek, Accomac county, and Cat
Creek, Accomac county.

Two surveys is about the limit granted one member by the committee, and
Mr. Jones is delighted that he got five.
The entire appropriation for the First
District amounts to \$250,000.

They are Liver Pills

Ayer's Pills are liver pills. They act directly on the liver, make more bite secreted. This is why they cure constipation, billousness, dyspepsia, sick-headache. Ask your doctor if he knows a better lexative pill. We certainly do not. If he does, then use his kind. We publish the formulas of all our preparations. Jo. Ayer Os. Lowell, Mass.

Made In Porto Rico From Porto Rican Tobacco



ELTORO Cigar-5 Cents

is the one cigar you can be sure is genuine Porto Rican—in name and quality.

El Toro represents the best 5-cent cigar that Porto Rico can produce. Smokers of El Toro cigars know how far superior this brand has always been to any cigar sold for 5 cents.

This year's Porto Rican tobacco crop is better than ever before and only the choicest selections are used in the El Toro. For this reason the El Toros now on the market are particularly recommended to smokers.

Every El Toro is now banded. This is the cigar that has done so much to popularize Porto Rican cigars among discriminating smokers. Porto Rican-American Tobacco Company

MANUFACTURER

Porto Rico.

TENNESSEE: LIKELY TO BE PEPRESENTED

EL TORO

Breta-Finas (Exact size and shape) Also made in

Panetela and

Panetela Finas

Legislature in Behalf of Exhibit at Jamestown.

hibit at Jamestown.

NASHVILLE, TENN., January 28.—
Judge Thomas Smith, representing the Jamestown Exposition, made an address before a joint session of the Legislature this afternoon in behalf of an exhibit of the resources of Tennessee at the exposition.

of the resources of Tennessee at the exposition.

He was introduced by Ex-Governor Robert L. Taylor, and his address was followed by Major E. B. Stahlman, who made an enthusiastic address in favor of an appropriation. Judge Smith and Major Stahlman, were interrupted by applause during their remarks, and it is believed that the General Assembly will vote for an appropriation. The addresses made a strong impression and it is thought that should an appropriation be made it will exceed that made at the World's Fair, in St. Louis, where Tennessee won more medals for exhibits than any other State.

KINGSTON AGAIN BADLY SHAKEN

Worst Shock Since Memorable 14th Felt Yesterday-Swettenham at Last Accepts Aid.

ham at Last Accepts Aid.

KINGSTON, JAMAICA, January 28.—
The heaviest earthquake shock since the one which devastated Kingston on January 14th occurred here at 4:20 o'clock this morning. No particular damage is reported as a result of the latest shock. It was announced to-day that a special commission to investigate the situation at Kingston in behalf of English insurance companies sailed from Bristol last Saturday.

Acting upon instructions from the Washington government, Captain John S. Battell, of the Eleventh Infantry, arrived here this morning on board the steamer Coterl, from Santiago, with more than a hundred army tents from Guantanamo, Governor Swettenham, who refused Rear-

hundred army tents from Guantanamo. Governor Swettenham, who refused Rear-Admiral Davis's offer of the same tents a few days after the earthquake and fire, has now accepted them.

Albert E. Angier, who was reported missing, following the earthquake, reported himself to the American consul several days ago. Daniel White Comstock, an American tourist, who was seriously injured at one of the smaller hotels, is now out of danger. now out of danger.

THE WEATHER

Forecast for Tuesday and Wednesday: Virginia—Fair Tuesday: Wednesday fair in south portion, probably snow in north portion; warmer; variable winds.
North Carolina—Fair Tuesday; Wed-nesday fair, warmer; light to fresh northeast winds.

Conditions Yesterday.

Thermometer This Day Last Year A. M. 39 6 P. M. 44 M. 45 9 P. M. 39 P. M. 49 12 mldnight 34 Average 41 2-3. Conditions in Important Cities.

(At 8 P. M., Eastern Time.)
Place. Ther. H. T. Weather.
Ashaville' N. C. 34 42 Clear
Augusta 38 44 Clear
Atlanta, Ga. 40 42 Clear
Atlanta, Ga. 40 42 Clear
Buffalo, N. Y. 12 18 Rain
Chicago, Ill. 18 20 Rain
Clincianati, O. 26 28 Rain
Dayenport 16 50 Rain Cincinnati, O.
Davenhort
Detroit, Mich.
Galvesion, Tex.
Hatterns, N. C.
Jacksonville
Ivansas City
New Orleans
Oklahoma City
Pittsburg, Pa.
Raleigh
Savannah
Norfolk, Vu.
Tampa, Pla.
Washington
Wilmiligton
Yellowstone

Miniature Almanac.

| HAND-CAR FALLS EIGHTY-FIVE FEET

Stirring Appeals Are Made to One Man Sustains Fatal Injuries in Terrific Plunge to the Ground.

(Special to The Times Dispatch.)

DANVILLE, VA., January 25.—Fred C.
Buillington, of Axton, Henry county, died
at the General Hospital to-day, as the
result of injuries sustained Friday while
at work in the construction of the Tideat work in the construction of the Inter-water Raliway, at Brookneal, Campbell county. He was operating a hand-car on a high treatle, when the car fell. Bul-lington either jumped or was thrown a distance of eighty-five feet. His thigh was crushed and he was injured inter-nally. The dead man was about forty years of age, and leaves a wife and six children.

TO CURE A COLD IN ONE DAY, TAKE LAXATIVE BROMO Quinhae Tableta. Druggists rofund money if it fells to cure. E. W. GROVE'S signature is on each box. 25c.

Our Stores Save You Money.

California Prunes, 5 lbs. for25c

7 large bars Swift's Pride Scap for. 250 Best American Granulated Sugar, pound . . 4 3-4c Red Cross Condensed Milk, can.....90 2 lbs. Mountain Roll But-

New N. C. Clip Herrings, per dz 106

Good Carolina Rice, lb....60

Chipped Beef, 9c can, 3 cans for 25e New Navy Beans, per qt...7c Lima Beans, 4 lbs. for . . 25c

ULLMAN'S SON.

1820-22 East Main St. 506 East Marshall St.

Phones at Each Store. A Conflagration

May burn your business, property or home at any time.

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& Co., 712 American Bank Bidg, 'Phone 388

